

Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON – SEATTLE

AVTECH CORPORATION,

Plaintiff,

vs.

DAY-RAY PRODUCTS, INC.,

Defendant.

Case No. 2:09-cv-01038-MJP

**[PROPOSED] ORDER GRANTING
MOTION TO DISMISS FOR LACK OF
PERSONAL JURISDICTION OR TO
TRANSFER**

**NOTED FOR CONSIDERATION:
October 23, 2009**

THIS MATTER came before the Court upon the Motion to Dismiss or in the Alternative to Transfer filed by Defendant Day-Ray, Inc. The Court has reviewed the motion, the opposition, the reply, and all declarations and evidence submitted by the parties in support of and in opposition to Day-Ray's motion.

IT IS HEREBY ORDERED that Day-Ray's motion to dismiss is GRANTED. The Complaint filed by Plaintiff Avtech, Inc. is dismissed because the Court lacks personal jurisdiction over Day-Ray and because venue is inappropriate here. In the alternative,

IT IS HEREBY ORDERED that this case is transferred to the United States District Court for the Central District of California.

Entered this ____ day of _____, 2009.

Honorable Marsha J. Pechman
United States District Court Judge

CERTIFICATE OF SERVICE

I, Brian G. Bodine, hereby certify that on the 29th day of September 2009, a true and correct copy of the foregoing **[PROPOSED] ORDER GRANTING MOTION TO DISMISS FOR LACK OF PERSONAL JURISDICTION OR TO TRANSFER** was filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following via email:

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s/Brian G. Bodine
Brian G. Bodine